HOUSE AMENDMENT NO
Offered by
of
AMEND House Substitute for House Committee Substitute for House
Bills Nos. 1654 & 1156, by inserting at the appropriate location
the following sections:
"565.252. 1. A person commits the crime of invasion of
privacy in the first degree if such person:
(1) Knowingly photographs or films another person, without
the person's knowledge and consent, while the person being
photographed or filmed is in a state of full or partial nudity
and is in a place where one would have a reasonable expectation
of privacy, and the person subsequently distributes the
photograph or film to another or transmits the image contained in
the photograph or film in a manner that allows access to that
<pre>image via a computer; or</pre>
(2) Knowingly disseminates or permits the dissemination by
any means, to another person, of a videotape, photograph, or film
obtained in violation of subdivision (1) of subsection 1 of this
Action Taken
Date

section or in violation of section 565.253.

- 2. Invasion of privacy in the first degree is a class C felony.
- 565.253. 1. A person commits the crime of invasion of privacy in the second degree if [he]:
- (1) Such person knowingly views, photographs or films another person, without that person's knowledge and consent, while the person being viewed, photographed or filmed is in a state of full or partial nudity and is in a place where [he] one would have a reasonable expectation of privacy; or
- (2) Such person knowingly uses a concealed camcorder or photographic camera of any type to secretly videotape, photograph, or record by electronic means, another person under or through the clothing worn by that other person for the purpose of viewing the body of or the undergarments worn by that other person without that person's consent.
- 2. Invasion of privacy in the second degree pursuant to subdivision (1) of subsection 1 of this section is a class A misdemeanor; unless more than one person is viewed, photographed or filmed in full or partial nudity in violation of sections 565.250 to 565.257 during the same course of conduct, in which case invasion of privacy is a class D felony; and unless committed by a [prior invasion of privacy offender] a person who has previously pled guilty to or been found guilty of invasion of

privacy, in which case invasion of privacy is a class C felony.

Invasion of privacy in the second degree pursuant to subdivision

(2) of subsection 1 of this section is a class A misdemeanor;

unless more than one person is secretly videotaped, photographed or recorded in violation of sections 565.250 to 565.257 during the same course of conduct, in which case invasion of privacy is a class D felony; and unless committed by a person who has previously pled guilty to or been found guilty of invasion of privacy, in which case invasion of privacy is a class C felony.

Prior pleas or findings of guilt shall be pled and proven in the same manner required by the provisions of section 558.021,

RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

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